App. F. IX-4

1927-8

File No. 4 - 27

Previous References

R A 61-26-122
" 4-27-(1511)

Serial Nos. 15, 17, 19, 23, 24

Later References

General and Revenue Secretariat.

Serial Nos. 7 to 22

P: 14 · E/K **Part B for** April 1928.

SUBJECT

Appeal petition of Mr. Dase Gowda, Patel, Molagur, Heggad. devankote taluk against the election to the Representative Assembly from Heggaddevankote taluk rural constituency.

23) To the D.C. Mysore Letter no. Rel 733 & 14.4.1928.

With ref^ce to S.L 19 soliciting orders of Govt regarding the award of costs in the election objection Case of Mr. Dase Gowda informs that the parties concerned should bear their own costs and that the amount of Rs. 100 deposited by him Mr. Dase Gowda may be returned to him.

24) To Mr. Dase Gowda, Molagur, Heg-gaddevankote taluk

Letter no. Rel 734 & 19.4.28.

With ref^ce to his petition S.L 15 informs that the deposit amount has been ordered to be returned to him and to that no costs have been awarded in the Case

Jlw/pillai 19.4.28.

G. R. S. III—1] 1927-28

GENERAL AND REVENUE SECRETARIAT.

(RA)

NOTES.

File No. 4-27

FILE HEADING.

Appeal petition of Mr Dase Gowda, son of Gope Gowda of Molegur Heggadadevanakote against elections to the Repr: Assembly from the Heggadadevanakote Rural Constituency

From

Mr Dase Gowda Patel Molegur, Heggadadevanakote Taluk

No. Petition Dated 15. 2. 28 Received 24. 2. 28.

Diary No. 164 Ret	Enclos.	Spare Copies.	Serial No. 15

BRIEF ABSTRACT OF LETTER.

Requests the return of the 100/- deposited by him before the Deputy Commissioner, Mysore Dist when he prefered an appeal before him against the election of Mr Belatha Lakshmiramanabha to the Repr: Assembly from Heggadadevanakote Rural constituency & prays that he may be paid also the court Cost to the extent of Rs 25 as deposited by him.

NOTES AND ORDERS.

(1) Submitted.

(2) Mr Dase Gowda was one of the candidates that stood for election to the Repr: Assembly from the Heggadadevanakote Rural Constituency. He was defeated, and

NOTES—First Sheet.

General and Revenue Secretariat. | File No. 4 of 1927.

Serial No.

Mr Belathur Lakshminarayanappa Came out successful. Mr Dase Gowda thereupon preferred an objection petition before the Dy Comr Mysore dt. Contesting the election of Mr Lakshminarayanappa and deposited Rs 1000/- according to rules.

(3) The Dy Comr Mysore upheld after enquiry the election of Mr Belathur Lakshminarayanappa and dismissed the petition of Mr Dase Gowda.

(4) Mr Dase Gowda thereupon filed an appeal petition before Govt against the order of the Deputy Commissioner Mysore dt. Government, after going the records relating to the enquiry leading to the Dy Commissioner's order were of opinion that both Mr Dase Gowda & Mr Lakshminarayanappa were guilty of corrupt practices & that neither of them could be declared elected & the person who secured the next highest number of votes should be declared elected.

(5) Accordingly one Mr Maggé Subbaraya

* Rule 5 of the rules published with Notification No. P24 C 00/Legn 12-23 dt 7-11-23 (P. 89 of R & L.C Manual Vol I)

NOTE—Contn. sheet

WD 0324—GPB—60,000—24-5-27

General and Revenue Secretariat. R.H. File No. 4 of 1927

Serial No.

was declared elected & he continues to sit in the Assembly as a Member from this rural constituency.

(6) Mr. Dase Gowda, having now requests that the deposit of Rs 1000/- deposited by him before the Dy Comr. Mysore dt. may be refunded to him & that he may be also paid the costs of the suit, amounting to Rs 253-0-0 in all.

(Rs as P
Advocate's fee 200-0-0
Witness Batta 49-0-0
Stamp fee 4-0-0
253-0-0)

(7) It is submitted that Mr. Dase Gowda does not seem to have applied to the Dy Comr. in the first instance for the return of the deposit & it is also for consideration whether he is entitled to any costs, since he is also found guilty of corrupt practices.

(8) For orders, if Mr. Dase Gowda may be informed that he may apply to the Dy Comr. Mysore dt. in the first instance.

23/2 23/2 9. Please see note on the Rules on the form.

23/2

10. Submitted. The question is under the consideration of the Rules Committee. His attention is invited in flag A in RA Section 81—26.

(As to what charges have been met out of deposit) Flag A

23/2 23/2

23/2 23/2

NOTE—Contn. sheet

WD 0324—GPB—60,000—21-5-27

164
Rel

(4

App. F. III—2]

General and Revenue Secretariat. File No. 4 of 1927.

Serial No.	
	11 The Dy Comr may be requested to report how the sum of Rs 100 deposited by Mr Dasa Gowda has been disposed of
	Secy)
	12 As 1.3 13 3/3
	Mr. S. R A. 3/3 2/3
	14. Draft submitted.
	2/3 15 Issued 3/3
17	do to D.C. Mysore
	Letter no 618 dt 7.3.28.
	Forwards in original the petition of Mr. Dasa Gowda (sl 15) and requests to inform as to how the sum of Rs 100 refd. to by him has been disposed of
	Gro A 7/3/28
19	From the Dy Comr Mysore Dt Nr D4-94-26 Dt 24th March, 1928.
	States that it was ordered in Misc: Case 56/26 on the file of his court that Mr Dasa Gowda should pay the opponents' costs in the case and in accordance therewith a sum of Rs 100 was awarded as opponents costs. Mr Dasa Gowda having appealed to Govt against this order Govt set aside the orders passed by the Dy Comr And there was no direction in the order regarding the Application of costs Therefore the

NOTE—Contn. sheet

WD 0321—GPE—60,000—24-5-27.

Serial No.

the sum of Rs 100/- is still held in deposit
& requests orders in the matter of its
disposal.

16. Submitted.

17. The Dy Comr Mysore reports that
the sum of Rs 100/- referred to
by Mr. Dasa Gowda is still held
in deposit as there was no direction
in the Govt Rel 216-28/28 A 4-27-4 dt
5th October 1927 as to the apportion-
ment of Costs. & requests orders as
to its disposal.

Flag C

18. It is submitted that as both
Mr. Belathur Lakshmanaradhya
& Mr. Dasa Gowda are in the opinion
of Government, guilty of Corrupt
practices Neither of them seems to be entitled
to any Costs.

Flag C

19. Submitted for orders.

21/3

2/4 20. Besides the refund of his
deposit of Rs 100, Mr. Dasa Gowda claims
Costs amounting to Rs 253 to be ordered
to be paid to him by his opponent
Mr. Belathur Lakshmanaradhya. But
having held that Mr. Dasa Gowda was

NOTE—Contn. sheet

WD 0324—GPB—60,000—24-5-27

(6)

General and Revenue Secretariat. File No. 4 of 1927

Serial No.

also guilty of corrupt practice like his rival, he is not entitled to any consideration in the matter of costs. The sum of Rs 100 he has deposited may be refunded to him.

Secy) 24.4.

24.4. may be done

3rd item ✓

22 Records

7.4.

23 Draft

24. Draft Submitted.

9/4 10/4

25. Submitted with two drafts as personally instructed by the Asst. Secretary.

11/4 Secy) 12/4

26 approved 12/4

27 Issue

23 In the Dy Comr Mysore dt 14/4

No. Rel 733 Dy 14.4.28

State that the parties concerned should bear their own costs and that the amount of Rs 100/- deposited by Mr Dasappa may be refunded to him.

OFFICE OF THE THIRD MEMBER OF COUNCIL
3 APR. 1928
No. 9710

NOTE—Contn. sheet

WD 0324—GPB—60,000—24-5-27

7.

General and Revenue Secretariat. File No. 4 of 1927.

Serial No. 24

W. Dare Rowden No: 7014 D/ 14.4.28

Information that each party should bear their own costs & that the Dy Com: Nagpur & Chanda be directed to refund the amount of deposit of Rs 100/-

17/4

17/4

NOTE—Contn. sheet

WD 0324—GPB—60,000—24-5 27

OFFICE OF THE SECRETARY
GOVT. OF INDIA
21. FEB. 1928
LEGISLATIVE ASSEMBLY

D. 164
Rel (1

RA 4-27-15

ಕೆಳಗಿನಂತೆ ಸಾಂಖ್ಯಿಕಂಬೆಲೆಂಬ ಕಿಸ್ತ ಬೆಳೆ ಅಂದಾಜಿ ಬಗ್ಗೆ
ಕಲಂ ಮಾಡಲಾಗಿದೆ—

ಕೆಳಗಿನ ಅಂಶವು ಅಕ್ಕಿಬೆಳೆಯ ಮೊದಲಿನ ಸ್ಥರದ ಬೆಲೆಗಳಿಗೆ ಬೆಲೆ ಕಾಲ್ಪನಿಕ ಕೆಲವು ಅಂಶಗಳನ್ನು ಅವಲಂಬಿಸಿರುವುದು.
ಅವುಗಳಲ್ಲಿ ಮುಖ್ಯವಾದ ಅಂಶವೆಂದರೆ ಅಕ್ಕಿಯ ಸಾಗಾಣಿಕೆ ಖರ್ಚು ಎಂಬುದಾಗಿ ಅಭಿಪ್ರಾಯ.

1927ನೇ ಇಸವಿ ಸೆಪ್ಟೆಂಬರ್ ತಿಂಗಳಿನಲ್ಲಿ ಕಿಸ್ತಿಕೆಂಬೆಲೆಯ ಬೆಲೆ ಅಕ್ಕಿಯ ಬೆಲೆಗಿಂತ ಹೆಚ್ಚಾಗಿದ್ದ ಸ್ಥರದಲ್ಲಿ ಕಾಣಬಂದಿತು. ಆದರೆ ಅಕ್ಟೋಬರ್ ತಿಂಗಳಿನಲ್ಲಿ ಕಿಸ್ತಿಕೆಂಬೆಲೆಯ ಬೆಲೆ ಅಕ್ಕಿಯ ಬೆಲೆಗಿಂತ ಕಡಿಮೆಯಾಗಿದ್ದು ಕಂಡುಬಂದಿತು. ಈ ಬೆಲೆಗಳನ್ನು ಅಕ್ಕಿಬೆಲೆಗಳಿಂದ ಹೋಲಿಸಿ ನೋಡಿದಾಗ ಈ ವ್ಯತ್ಯಾಸವು ಸಾಗಾಣಿಕೆ ಖರ್ಚಿನಿಂದ ಆಗಿರಬೇಕೆಂದು ತೋರಿಬರುತ್ತದೆ.

ಇಂಥ ವ್ಯತ್ಯಾಸಗಳಿರುವುದನ್ನು ಅಳತೆಯಲ್ಲಿ ಕಲಂಮಾಡಲಾಗಿದೆ. ಕಲಂಮಾಡಿರುವ ಬೆಲೆಗಳು
ಹೀಗಿವೆ. ಅಕ್ಕಿ ಬೆಲೆಯಲ್ಲಿ ಸಾಗಾಣಿಕೆ ಖರ್ಚು.

ಅಂತೂ ಅಕ್ಕಿಬೆಲೆಯಲ್ಲಿ ಕಲಂಮಾಡಿರುವ ಬೆಲೆಗಳು. Re 1-216-218/R.A.4-27-4 ದಿ 5-10-27
ಪುಟ ಅಳತೆಯ ಕೈಪಿಡಿಯಲ್ಲಿ ಪ್ಯಾರಾ 3 ರಲ್ಲಿ ಅಂಶಗಳನ್ನು ಕೊಟ್ಟಿದೆ. ಪ್ರಾಂತವಾರು
ಇದೆ. ಈ ಬೆಲೆಗಳು ಅಳತೆಗೆ ಉಪಯೋಗವಾಗಬಹುದು.

ಅಳತೆಯಲ್ಲಿ ಕಲಂಮಾಡಿರುವ ಬೆಲೆಗಳನ್ನು ಅಕ್ಕಿಬೆಲೆಯಾಗಿ ಪರಿವರ್ತಿಸಲು ಸಾಧ್ಯವಾಗಿಲ್ಲ. ಏಕೆಂದರೆ
ಅಂದಾಜಿನಲ್ಲಿ ಸಾಂಖ್ಯಿಕ ರೂ. 100/- ಕ್ಕೆ ಸಗಟಾಗಿ ಎಷ್ಟು ತೂಕದ ಅಕ್ಕಿಯನ್ನು ಕೊಳ್ಳಬಹುದು

! ಕಿಸ್ತಿಕೆಂಬೆಲೆಯಲ್ಲಿ ಅಂದಾಜಿನಲ್ಲಿ ಸಾಂಖ್ಯಿಕ ರೂ. 100/- ಕ್ಕೆ ಸಗಟಾಗಿ ಎಷ್ಟು ತೂಕದ
ಅಕ್ಕಿಯನ್ನು ಕೊಳ್ಳಬಹುದು. ಇದಕ್ಕೆ ಸಂಬಂಧಪಟ್ಟ ಅಂಶಗಳು ಸಿಕ್ಕಿಲ್ಲ. ಆದ್ದರಿಂದ ಅಂದಾಜಿನಲ್ಲಿ ಸಾಂಖ್ಯಿಕ ರೂ. 200/-
ಕ್ಕೆ ಸಗಟಾಗಿ ಎಷ್ಟು ತೂಕದ

A. P. F. VI. G[illegible]

SUBJECT Original of Re: deposit of Rs 100/- by Mr Dase Gowda of Molegur Heggadadevankote Tk. (2

Section RA

File No. 4-27

Serial No. 17

No. Rel 618

Diary No. of letter replied to 164 Rel

General and Revenue Secretariat
(RA)
the *192*

To The Deputy Commissioner Mysore Dt

Date of issue 7.3.28

Signed by Mr. N. S.

Sir, In forwarding herewith ~~for favour of an early report~~ application dated 15.2.28 in original by Mr Dase Gowda, Patel, Molegur, Heggadadevankote Taluk requesting the return of Rs 100/- deposited by him in connection with the objection petition ~~dated~~ preferred by him against the election

List of enclosures....

Copied by

Examined by

over

(3)

Of Mrs Belathur Lakshmi-
Narasamappa, ex-MLA
Member from Heggada
Devanakote Rural constituency
I am directed to request
you to inform this Office
as to how the sum of
Rs 100/- referred to above
has been disposed of.

An early reply is
requested.

Thanks

for Secretary to Govt
Law Department

3/3

R. A 4-27-14 (4

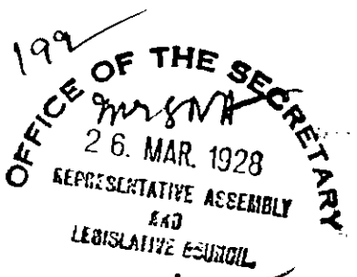
No. D4-94-26

Office of the Deputy Commissioner,
Mysore District.

Dated Mysore, 24th March 1928

From

T.G. Rama Iyer., Esq., B.A.,
Deputy Commissioner, Mysore District.



192

Rec 30/3/28

B. Nagappa., Esq., Bar-at-law.,
Secretary to the Government of
His Highness the Maharaja of Mysore,
(Law Department) *Bangalare.*

SUBJECT:—

Heggadadevankote - Election case - Return of Rs.100/- deposit.

Sir,

With reference to your letter No.Rel. 618/R.A. 4-27-17 dated 7th March 1928 enquiring how the sum of Rs.100/- deposited by Mr. Dasa Gowda, patel Moleyur, Heggadadevankote taluk in connection with the objection petition preferred by him against the election of Mr. Beltur Lakshminaranappa as Representative Assembly Member has been disposed off, I have the honour to state that it was ordered in Mis. case 51/26-27 on the file of this court that Mr.Dasa Gowda (petitioner) should pay the opponent's costs in the case and in accordance therewith a sum of Rs.108-12-0 was awarded as opponent's cost.

Mr. Dasa Gowda having appealed to Government against the order of this court, Government in Government Order No.Rel. 216-218/ R.A. 4-27-4 dated 5th October 1927 set aside the orders of this office and directed that the person who secured the highest number of votes next to Mr. Dasa Gowda and Mr. Lakshiminaranappa should be declared as elected. But as there is no direction in the order regarding the apportionment of costs, the sum of Rs.100/- is still held in deposit and orders are solicited in the matter of its

P.T.O.

its disposal.

I have the honour to be,

Sir,

Your most obedient servant,

For Deputy Commissioner,
Mysore District.
(Absent on casual leave)

CMS.

2. Drafts

16

A. P. F. VI. G[illegible]

SUBJECT.....

.....

.....

Diary No. of letter replied to 192

General and Revenue Secretariat

( )

the 192

Date of issue 14 - 4 - 28

Signed by M. N. Sitharamiah

List of enclosures.....

Copied by .....

Examined by .....

Section RA

File No. 4-27

Serial No. 23

No. Rel 733

To The Deputy Commissioner,

Mysore District.

Sir,

With reference to your letter no. D. 4. 94-26 & 24. 3. 1928 regarding in the petition of Mr. Dasegowda, Patel, Melagur, Heggadadevanakote taluk, praying for the refund of Rs 100 deposited by him in connection with an election objection petition filed by him and also for the award of costs incurred by him in the same connection, I am directed to state that the parties concerned should bear their own costs, and that

over

the amount of Rs. 100/- deposited by Mr. Dixit Gupta may be refunded to him.

(7)

Name of

Sd/
Secy (Legal)
Law Dept.

Sd/
11/4

A. P. F. VI. G1j

2 Drafts.

(8)

SUBJECT.....

.....

.....

Section RA

File No. 4-27

Serial No. 24

No. 734

Diary No. of letter replied to 10.

General and Revenue Secretariat

( )

the *192*

Date of issue 14 - 4 - 28

Signed by M. V. Sitaramiah

To

List of enclosures.....

Copied by .....

Examined by .....

over

WD0328—G P B—30,000—26-5-27

(9

By air

for Secretary
Law Deptt.

11/4

Memo. No. 735 dt. 14-4-

Copy forwarded to the Dy.

Comm. Agmc Dir. for information.

Bo.

for Secretary
Law Deptt.

11/4